

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION, YOUNGSTOWN**

<b>ANDREW ERDOS, DAVID ANDERSON, and VALLEY VIEW MHP LLC, individually and on behalf of all others similarly situated,</b>	:	
	:	CASE NO.: 4:23-cv-00268
	:	Judge Benita Y. Pearson
<b>Plaintiffs,</b>	:	Magistrate Judge Amanda M. Knapp
	:	
	:	
	:	
<b>NORFOLK SOUTHERN CORPORATION, NORFOLK SOUTHERN RAILWAY COMPANY, JOHN DOE(S) 1-20, and ABC CORP(S). 1-20.</b>	:	<b>PLAINTIFFS' NOTICE OF STATUS REGARDING THE JOINT NOTICE FOLLOWING THE HEARING ON THE TEMPORARY RESTRAINING ORDER</b>
	:	
<b>Defendants.</b>	:	
	:	

Following the February 27, 2023 hearings on Plaintiffs' Motion for Temporary Restraining Order and Preliminary Injunction, and in accordance with the Court's order, the Plaintiffs submitted a proposed draft of a Joint Notice to Defendants' counsel at approximately 7:00 pm this evening. Defendants' counsel needs some additional time to review the language and discuss further with Plaintiffs' Counsel. The parties anticipate the filing of a Joint Notice this evening by approximately 9:00 pm.

Respectfully submitted,

s/ Melanie S. Bailey  
Melanie. S. Bailey (OH 0075821)  
David C. Harman (OH 0087882)  
**BURG SIMPSON ELDREDGE  
HERSH & JARDINE, P.C.**  
201 East Fifth Street, Suite 1340

Cincinnati, OH 45202  
513-852-5600  
513-852-5611 (fax)  
mbailey@burgsimpson.com  
dharman@burgsimpson.com

Seth A. Katz  
**BURG SIIMPSON ELDREDGE  
HERSH & JARDINE, P.C.**  
40 Inverness Drive East  
Englewood, CO 80112  
303-792-5595  
303-708-0527 (fax)  
skatz@burgsimpson.com

M. Elizabeth Graham, Esq.\*  
Adam J. Gomez, Esq.\*  
Tudor I. Farcas, Esq.\*  
Adam I. Stoltz, Esq.\*  
Caley DeGroote, Esq\*.  
**GRANT & EISENHOFER, P.A.**  
123 S. Justison Street, 6<sup>th</sup> Floor  
Wilmington, DE 19801  
302-622-7000  
302-622-7100 (fax)  
egraham@gelaw.com  
agomez@gelaw.com  
tfarcas@gelaw.com  
astoltz@gelaw.com  
gdegroote@gelaw.com

Douglas J. Olcott, Esq. (OH 0098596)  
**EDGAR SNYDER  
& ASSOCIATES, LLC**  
600 Grant Street, 10<sup>th</sup> Floor  
Pittsburgh, PA 15219  
412-394-4420  
412-391-2386 (fax)  
dolcott@edgarsynder.com

*Attorneys for the Plaintiffs and  
the Putative Class*

*\*pro hac vice forthcoming*

**Certificate of Service**

I hereby certify that on February 27, 2023 a copy of foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. Parties may access this filing through the Court's system.

/ s/ Melanie S. Bailey \_\_\_\_\_  
Melanie S. Bailey